

**CITY OF SHOREVIEW
MINUTES
REGULAR CITY COUNCIL MEETING
March 1, 2010**

CALL TO ORDER

Pursuant to due call and notice thereof, a regular meeting of the Shoreview City Council was called to order by Mayor Martin on March 1, 2010, at 7:00 p.m.

PLEDGE OF ALLEGIANCE

The meeting opened with the Pledge of Allegiance to the flag.

ROLL CALL

The following members were present: Mayor Martin; Councilmembers Huffman, Quigley, Wickstrom and Withhart.

APPROVAL OF AGENDA

MOTION: by Councilmember Withhart, seconded by Councilmember Wickstrom to approve the March 1, 2010 agenda as submitted.

VOTE: Ayes - 5 Nays - 0

PROCLAMATIONS AND RECOGNITIONS

Fourth Grade Poster Contest Presentations

Ms. Julie Williams, Co-Chair, Shoreview Human Rights Commission stated that the Fourth Grade Poster Contest was started in 1994. This year over 300 children participated in the event. The purpose of the contest is to commemorate Martin Luther King Day with posters that portray *One Community of Many Colors*. The posters are rated on a number of criteria: 1) showing different races and cultures interacting positively; 2) clarity of message; 3) quality of art; 4) attractiveness; 5) usage of whole sheet of paper; and 6) correct spelling. The project helps young people understand that different people throughout the world can get along. Prizes are provided by generous businesses in the local community, some of whom have donated all 17 years:

C&E Hardware	Arden Pharmacy and Gifts
Vision Ease	National Karate
Metro Dance Center	Flaherty's Bowl
Fresh and Natural	Lee's Tae Kwon Do
Country Inn Suites	RAZ's
Frattalone Ace Hardware	Wok Cuisine
Domino's	

Mayor Martin introduced Richard Bokovoy and Elaine Carnahan who are also members of the Human Rights Commission. She presented plaques and City pins to each student who won an honorable mention or placed in the contest:

<u>Name</u>	<u>School</u>	<u>Teacher</u>
Honorable Mention:		
Trenton Johnson	Turtle Lake	Mrs. Milow
Lauren Lee	Turtle Lake	Mrs. Hanson
Nick Ballinger	Turtle Lake	Mrs. Milow
Christina Mehrkens	Turtle Lake	Mrs. Hanson
Chris Vazquez	Turtle Lake	Mrs. Leiser
Emily Imm	Turtle Lake	Mrs. Milow
Heather Harmon	Emmet D. Williams	Mrs. Schmidt
Emma Rogers	Emmet D. Williams	Mrs. Schmidt
Michelle Wikstrom	Island Lake	Mrs. Rode
Vishaal Balamurugan	Island Lake	Mrs. Anderson
Placed:		
10 th Emily Elmquist	Turtle Lake	Mrs. Leiser
9 th Toni Baraga	Island Lake	Mrs. Rode
8 th Vincent Lee	Island Lake	Mrs. Dahl
7 th Ashley Chavez	Emmet D. Williams	Mrs. Sandberg
6 th Annika Brodt	Turtle Lake	Mrs. Leiser
5 th Jacob Gray	Turtle Lake	Mrs. Haugen/Mrs. Pallensch
4 th Sahar Ferdowski	Emmet D. Williams	Mrs. Sandberg
3 rd Nandini Avula	Island Lake	Mrs. Rode
2 nd Kallie Slotvig	Island Lake	Mrs. Rode
1 st Justin Duffy	Turtle Lake	Mrs. Haugen/Mrs. Pallensch

CITIZEN COMMENTS

There were none.

COUNCIL COMMENTS

Councilmember Quigley:

Noted the successful kickoff event for the annual *Slice of Shoreview*, which will be July 23 through July 25, 2010.

Councilmember Wickstrom:

Attended a meeting of Metro Cities on shared services and how to save money. She submitted the information packet to staff. She particularly noted items now included on the State of Minnesota contract, which could save the City money.

Shoreview Green Community will have a special meeting on Wednesday, March 3, 2010, to show the movie, *Kilowatt Hours*. The movie will be shown at the Community Center at 7:00 p.m.

The next meeting in the educational series sponsored by the Environmental Quality Committee (EQC) will be March 17, 2010, at 7:00 p.m. The topic will be *Is My Lake Healthy?*

Friends of the Parks and Trails are holding their annual tree sale. It is a good opportunity to get trees at reasonable prices. There is more information online at www.friendsoftheparks.org.

Mayor Martin:

The City's Sister City organization will hold its annual dinner at Gaust House Bavarian Hunter restaurant on March 20, 2010. Everyone is welcome. Reservations can be made online at www.sesca.org. Councilmember Withhart added that there is a link to the Sister City website from the City website.

CONSENT AGENDA

MOTION: by Councilmember Withhart, seconded by Councilmember Wickstrom to adopt the consent agenda of March 1, 2010, approving the necessary motions and resolutions:

1. February 6, 2010 City Council Workshop Meeting Minutes
2. February 16, 2010 City Council Meeting Minutes
3. Receipt of Committee/Commission Minutes
 - Economic Development Commission, January 19, 2010
 - Human Rights Commission, January 27, 2010
4. Verified Claims in the Amount of \$635,706.12
5. Purchases
6. License Applications
7. Approval of Application for Exempt Permit - St. Odilia Church Men's Club
8. Approve 2010 Private Street Sweeping Agreements
9. Authorize Purchase of 2 Riding Tractor Mowers
10. Site and Building Plan Review - St. Odilia, 825 Cottage Place
11. Acceptance of Gifts - Human Rights Commission Poster Contest

VOTE: Ayes - 5 Nays - 0

ABATEMENT OF NUISANCE - 662 BIRCH LANE SOUTH

Presentation by City Planner Kathleen Nordine

This property is a vacant single-family residence owned by William Dwyer and Gail Carlson. There have been property maintenance violations since 2000. Current violations include abandoned construction projects. In 1999 to 2000, the City approved a living space addition with bathroom. In 2003, a porch addition was approved. None of these projects were completed. There have been outside storage issues on the property. The owners submitted a plan to the City for corrections, which were not completed. These issues continue to exist. From October to December 2009, there were meetings with the property owners and Housing Resource Center regarding compliance with the housing maintenance code and comply with the work plan previously submitted. A parking violation was corrected. A building permit was issued in December to demolish the older portion of the structure and construct the new addition. A work schedule was submitted that showed completion in July, and interior work to be completed by December, 2010. Staff is encouraged that the owners have submitted a plan and pulled a building permit, but due to past history, there remains concerns about whether or not the plans will be fulfilled to bring the house into compliance. Hazardous conditions exist. The house and garage are in poor condition with one portion not finished. There is water damage with mold and mildew. There is no electricity, heating, cooking or sanitation facility.

Staff issued a nuisance compliance order on February 3, 2010 to remedy the hazardous conditions by February 25, 2010, or pay for City abatement. As of this time, the hazardous conditions continue to exist. The abatement order is for the owners to raze or remove the structures or make needed repairs to bring the property into compliance. Staff believes it is prudent to have an abatement order in place so the City can correct hazardous conditions in case the work is not completed.

Mr. Fritz Knaak stated that he is an attorney representing the owners. His clients are very interested in fixing this property and have initiated the process to tear down the old part of the house and construct a new home. There are sewer, water and electricity services to the property. It is a functioning house that needs a lot of work. The porch is enclosed and substantially completed. His clients have paid \$4,500 for a building permit to fix the property. The City's response is to initiate a lawsuit. Since they have come and taken out a building permit, he does not understand why this process is needed. This is a hostile action. His clients are not interested in a compliance agreement and there is no justification to start a lawsuit. He respectfully urged the Council to defer any action to a different time. Rather than start a lawsuit, he would respectfully ask the City to back off and let these people do what they need to do to build a nice home. They do not have to be threatened to get it done.

Mayor Martin noted that the present owners have owned the property since 1999, which is 10 years of history of noncompliance.

City Attorney Filla stated that the City's proposed action is under the hazardous regulations of the State of Minnesota. Once the City adopts the ordinance, it has to be personally served on the property owner. There is reasonable time to correct the problem, and there will be no litigation until the City serves the order. No one anticipates doing that tonight. There is reasonable time in the schedule that the property owner has offered that is incorporated into the resolution. If the property owners do what they say they are going to do in the timeline they have stated, there will be no problem. Neighbors have been complaining and this action is appropriate at this time. If the repairs are completed, a lawsuit will not be commenced. However, if they fail to comply with their timeline, a lawsuit could be started. The City is not threatening anybody. The City has been trying to get compliance for 10 years, which has not occurred.

Mr. Knaak responded that the picture given by staff is one of hanging over a lawsuit as the end result. That is not a small deal. It is rare to see such a severe remedy when someone is actually trying to improve the property. There is no reason to take this action and he urged the Council to not act on staff's request.

Councilmember Huffman stated that as long as they proceed according to this time frame that would preclude further action. City Attorney Filla stated that the property owner is assuming the City does not have common sense. A lawsuit will not be started if the hazardous conditions are being corrected and the property is no longer categorized as a nuisance. The City has tried to work with the property owners for 10 years. This is appropriate action on the part of the City. According to January 29, 2010 memo from the applicants, the time line starts March 1, 2010 and ends October 2010. Ms. Nordine stated it is her understanding that the time runs until the end of 2010, the end of December. City Attorney Filla stated that the date December 31, 2010 be added to Nos. 10 and 11.

Councilmember Wickstrom noted a number of documents in the Council packet dated 1999 and 2003. She asked when the pictures were taken for the Council's packet. Ms. Nordine stated that the staff report photos of the interior of the house were taken in October 2009. The exterior photo was taken last week. Mr. Knaak stated that the other photos were taken in November and December. Ms. Nordine stated that any work done during that time was done without a permit.

Councilmember Quigley stated that he does not see this action as vindictive or personal. These conditions have occurred over a long period of time, and staff has tried a number of times to work to achieve compliance with the property owners. He has also had contact from neighbors regarding this site.

Councilmember Withhart stated that if the applicant completes the work plan, there will be no problem. It is incumbent on the Council to take the recommended action. Hopefully the applicant will follow through to improve this home.

Mayor Martin stated that this action is to make certain that the work is done. There is no harm to anyone if the work gets done as proposed in the agreement. It costs everybody in the City when there is litigation and the City has to get involved to clean up problem property. The City has had cleanup projects that cost from \$25,000 to \$40,000. She is pleased the building permit has been issued and only wants to encourage them. Mr. Schwerm added that staff tries to take a common sense approach. Staff is also pleased the building permit has been issued. If the process moves forward, the applicants will find staff to be very reasonable. The matter would come back to the Council before any litigation would be commenced.

MOTION: by Councilmember Withhart, seconded by Councilmember Quigley, to declare the buildings located on the property at 662 Birch Lane South as hazardous structures and to adopt resolution 10-19, ordering the owner to abate the hazardous conditions that now exist on the property.

Discussion:

City Attorney Filla requested that the date December 31, 2010 be added to Nos. 10 and 11 of the owners' agreement with the City.

Councilmembers Withhart and Quigley accepted this amendment to the motion.

ROLL CALL: Ayes: Huffman, Quigley, Wickstrom, Withhart, Martin
Nays: None

ACCEPTANCE OF BIDS AND CONTRACT AWARDS TO MAINTENANCE CENTER REMODELING PROJECT - CP 08-02

Presentation by Public Works Director Mark Maloney

The public bid opening was February 4, 2010, for all 22 bidding categories of the Maintenance Center project. With the alternates, a total of 161 bids were received. At the last Council meeting, the Council awarded contracts in 20 of 22 categories. Two were rejected in the categories of concrete bins and garage doors. Since the last Council meeting, there are now four bid categories that need attention.

The category for concrete bins has been rebid and the City received competitive bids. Staff is recommending acceptance of the bid from Wieser Concrete in the amount of \$55,950, for concrete bins, No. 03-2.

For bid 03-04, Building Concrete Masonry, the Council awarded a contract to Parkos Construction in the amount of \$827,400. However, there was an error in staff's interpretation of the bid. The actual low bidder was Donlar Construction in the amount of \$756,800. Parkos

Construction agrees with the reinterpretation, and there is no challenge to the City. The Council is requested to rescind the bid award to Parkos and award the bid to Donlar Construction.

Bid No. 07-01, Roofing and Metals, was also awarded to Parkos Construction. Staff has received information from Parkos and their roofing supplier. They have requested their bid be withdrawn because of an error made in their interpretation of specifications. It is not in the City's best interest to pursue that bid. Staff is recommending the bid from Parkos be rejected and the award be given to the next lowest bid, Excel Construction, in the amount of \$473,986.

The City rejected all bids received for Bid No. 08-1, Garage Doors. New quotes have been obtained and staff is recommending acceptance of the bid from Industrial Door Company in the amount of \$69,950.

Taking action on the above four recommendations will result in an increase of approximately \$4,000 to the contingency for this project. All 22 contracts will then be in place and consistent with previous project estimates.

MOTION: by Councilmember Quigley, seconded by Councilmember Withhart to rescind the February 16, 2010 acceptance bids and authorization for contracts in the bid categories of 03-04 Building Concrete/Masonry and 07-1 Roofing and Metals with Parkos Construction Company, Inc. in the total amount of \$1,221,880.00 in conjunction with Maintenance Center Remodeling Project, C.P. 08-02.

Discussion:

Mayor Martin noted that there is no legal challenge to the City, as the participants in the bidding process agree with staff's interpretation of the bids.

ROLL CALL: Ayes: Quigley, Wickstrom, Withhart, Huffman, Martin
Nays: None

MOTION: by Councilmember Withhart, seconded by Councilmember Wickstrom to adopt Resolution No. 10-21 accepting bids and applicable alternates for bidding categories 03-2, 03-4, 07-1 and 08-1, and authorizes the Mayor and City Manager to execute contracts totaling \$1,356,686.00 in conjunction with Maintenance Center Remodeling Project, C.P. 08-02.

ROLL CALL: Ayes: Wickstrom, Withhart, Quigley, Martin
Nays: Huffman

AUTHORIZE CONTRACT FOR SERVICES RELATING TO WILD TURKEY REMOVAL**Presentation by City Manager Terry Schwerm**

Staff is proposing a contract with Canada Goose Management to remove wild turkeys from two neighborhoods in the community. At the February 16, 2010 Council meeting, residents from the Highland Woods Townhouse Association came to seek help in removing a large number of wild turkeys that are congregating in their neighborhood. Staff consulted with wildlife professionals at the DNR and Ramsey County to develop an action plan of how best to address the situation. Canada Goose Management advised staff that if action is not taken, there could be several hundred turkeys in a few years. Removal would be from Highland Woods, located at the north end of Brigadoon Avenue and from Virginia Avenue and Hodgson Road at the southern edge of Snail Lake Road natural open space, which is south of County Road F. The DNR has issued a permit to remove 75 turkeys between now and April 1, 2010. The purpose is not to eliminate the population but to manage it in the same way geese and deer are controlled. It is widely recognized that residents like to see nature, but when there is a large flock such as now, they are destructive and cause problems for single-family and townhouse properties. Canada Goose Management would conduct the removal and coordinate all aspects and work with the DNR, Ramsey County, property owners and staff. The removal would be as professional as possible. The cost is a flat fee of \$2,000. Once captured, the turkeys would be processed and donated to area food shelves. Residents have asked if it is possible to relocate the birds. Staff explored this idea with the DNR, but the DNR will not allow relocation believing they would just be relocating the problem from one area to another. Any action taken requires a permit from the DNR.

Mayor Martin stated that she has received phone calls and emails about this problem. At the Council workshop, the Council informally discussed this issue. At the last Council meeting, the Council heard from residents troubled by this problem and asking for City assistance. The Council would also like to hear from other residents with other opinions.

Councilmember Wickstrom asked if turkeys that are not removed would be tagged to study them in the future.

Councilmember Huffman noted that one neighbor in Highland Woods is feeding them, which is the crux of the issue. Mr. Schwerm responded that staff has talked to the property owners who feed the turkeys. However, the resident in Highland Woods continues to feed them. Feeding on Virginia Avenue has also continued after the staff asked the person to stop feeding the turkeys. Councilmember Huffman suggested the City issue a citation. Mr. Schwerm stated that is an option, but staff would like to consider more effective methods because the down side is that it often takes months to get a court date.

Councilmember Quigley concurred with Councilmember Huffman and stated that most of the calls he has received is to have residents stop feeding them.

Mayor Martin opened the discussion to public comment.

Mr. Tom Dolen, 4053 Virginia Avenue, thanked the Council for all the work the City is doing on this issue. He has seen 25 turkeys in his neighborhood. Last fall there were four. In a matter of months, there was a six-fold increase. His house is under attack by turkeys. They are based in the back yards, flying over homes and landing on houses. His walkway in back and his deck are black with turkey droppings. He has taken his feeders down and does not know what will happen when the snow melts and it becomes a sanitation issue. They attack the trees, bushes and everything. There is property damage. The permit is for 75. Highland Woods has 60 and Virginia Avenue has more than 25, which is over the limit. He does not see an end to it and thinks it will happen again.

Mr. Jeff Johnson stated that he lives four houses down on Victoria. There are turkeys in his neighborhood but not the problems others have experienced. Management programs will not solve all the problems. This is an issue that will go on, and the ordinance needs to be amended regarding feeding turkeys. The problem will not be solved by programs and money; it will be solved by residents' behavior. He has six to ten bird feeders in his yard and is careful to monitor them so they do not spill and are not overfilled. He had turkeys roost on his deck without problems. He is careful to use the proper feed for songbirds. Management of yards and wildlife will come from proper human behavior. We must look at ourselves and how we manage our yards. He invited Councilmembers to visit his yard. This program will not resolve the issue.

Mr. Bill Berschneider, 4296 Brigadoon Drive, stated that naturalists agree that the best solution is to discourage feeding. In his area there was a flock of 13 turkeys, which is now a population of 25 to 30 birds. This influx is highly unusual. He does not oppose the proposed remedy, but he would like to see the City involved in educating residents about the problems of feeding and use of open feeding platforms. The method to discourage turkeys from entering yards is to reduce feeding sites. The trapping nets are already in place in Highland Woods. This is an extreme remedy and opens the door for all City residents to want similar remedies in their neighborhoods for unwanted wildlife.

Mr. Dalton Stewart, Vadnais Heights Venture Crew, stated that he is part of a venture crew through Boy Scouts. There are over 30 people in his venture crew through the Boy Scouts. They contacted the DNR too late to help in their programs, and he would like to know if the City would grant them permission to set up a station to hunt the turkeys. The DNR is pushing youth to hunt this year. All members of the group have passed background checks and have insurance coverage through Boy Scouts. They have bow hunter certification and firearm safety training.

Mr. Marlin Bree, 4304 Brigadoon, moved here because of woods and animals. Slowly people have encroached on their habitat and there have started to be problems. Every day there is a

parade of turkeys. People have built fences and berms that turkeys move around. He has counted as many as 44 at one time. He does not believe there are turkeys that attack people. To his knowledge, an attack has never occurred. There is an education factor. He has heard about the damage to houses and traffic problems. He doubts these stories because turkeys flee and run from people and do not stay long in any area. He has counted many less than what has been reported. The most he has counted is 46. He likes the turkeys and believes residents need to learn to live in harmony with them.

Mr. William Tereault, 705 Brigadoon Court, stated that he has hunted and raised turkeys. When they roost in trees, 95% of the time it is to get away from predators, usually in the evening. They are scared and gone. They come to his feeders as do deer and squirrels. There is nothing wrong with them and he hates to hear of them being killed. If two turkeys are left, there will be the same problem in 5 years. He would hate not to see turkeys and deer and is against shooting the birds. He offered to help transport them to safety, put nets in his back yard and save the City money.

Ms. Donna Mody, 4292 Brigadoon Drive, stated that she heard the nets are already out, and the Council decision has not yet been made. She asked why the work has started before the Council took action. Mr. Schwerm explained that the contractor understands that he is doing it at his own risk until the Council takes action. He wanted to get the nets in place and move quickly if the Council approves the plan. The DNR permit only runs through the end of this month and it takes as long as a week for turkeys to adapt to a new feeding location. If the Council does not take action, the nets will come down immediately.

Mr. Tom Keefe, President of Canada Goose Management, stated that he was an employee with the DNR for 27 years and is a graduate from the University of Minnesota in wildlife management. He is a former trapper for the state and has relocated turkeys. He is doing this program with the City as a trial. It is important to get the bird on bait during good winter snow. Once the snow melts, they will disburse and spread out, and they will be difficult to trap. Trapping in an urban area is difficult. Permission has been granted by the townhouse owners. The traps are wire and nets for them to get used to.

Mayor Martin stated that when the Council discussed this at the last meeting, the Council directed staff to get the necessary permits and do everything needed to develop an action plan. There is urgency because mating season is beginning, and she would be nervous about doing anything after chicks are hatched. The Council would like to do it the best way possible and before the population explosion. One hen can lay 12 to 14 eggs. **Mr. Keefe** stated that survival is approximately 50%.

Councilmember Huffman asked if this problem would solve itself in a couple of months, if turkeys scatter after the snow melts. **Mr. Keefe** stated that they would not leave Shoreview. It is

very likely there will still be a problem in the area, even with the dispersion. The problem remains because they will congregate again. In Minnesota, the best time to hunt them is in winter when food is limited.

Mayor Martin asked Mr. Keefe if feeding them creates problems. **Mr. Keefe** responded that he would recommend not feeding them because of problems with disease and bringing animals in close proximity to each other. Feeding will encourage congregation. Removing large feeding sites will help disburse them, but in this type of habitat they would concentrate anyway, although he has never seen such a concentration in such a small area. Tolerance is needed. A good way to trim the population is to encourage and be tolerant of hunting in open areas. There is a graduate student from the University of Minnesota who wants to put radio transmitters on the birds for a suburban turkey study. If it is okay with the City, he would have no problem with this study.

Mr. Schwerm encouraged Mr. Stewart to talk to Ramsey County, as City ordinances do not allow hunting in the City unless as an authorized wildlife management program by the City and County. He encouraged contact with the County regarding hunting.

Councilmember Quigley asked if there is an element that could be used that turkeys would avoid. **Mr. Keefe** answered he cannot think of anything. If they want to be in a certain location, that is where they will be. Reducing feeding or removal of birds is the usual recommendation.

Ms. Laurie Walters, 4254 Brigadoon Drive, stated that she does not support killing turkeys. She would support finding a different method to address the issue. The Council has not taken enough time to explore other methods. It is upsetting to see nets already in place, which means the Council has made up its mind. The Department of Agriculture has used laser lights to keep them away, which is much cheaper. She does not want the turkeys' necks broken and offered to help explore humane options. **Mr. Keefe** stated that he is not familiar with lasers. Once caught, the method used is like putting them to sleep. The necks are not broken. The meat will be going to food shelves or needy individuals.

Mr. Jeff Nelson, 4228 Brigadoon Drive, stated that he is a zoologist and currently works at an apple orchard. He cannot imagine trying to remove them from the area. Other options need to be considered. They are wonderful birds and residents need to learn to adapt and accommodate them.

Councilmember Huffman asked the tipping point of when there are too many. When he visited the area, they were in the road, on roofs, and it seemed there are way too many. Mr. Nelson acknowledged that the neighborhood is at the tipping point and this is a good time to look at different options. Hunting helps. He urged the Council to explore a balance before taking drastic action.

Mayor Martin acknowledged that there are a lot of people who are disappointed in this decision. When she drove in the area, she counted 25 turkeys in driveways and on entrance steps. They were not near feeders. She loves wild animals and the toughest decision is related to restricting deer. She understands both points and would like to take a multi-pronged approach that makes the most sense. Education is needed and people need to change their patterns and not attract them, which create a nuisance. She would much rather residents volunteer compliance so people can work together, but at this time she feels a sense of urgency to deal with this problem. The Council had discussed this issue at the February 16th meeting because of all the problems we heard about. Now there needs to be control of the density of the problem in two different neighborhoods, but a policy is needed on how to act in the future.

Councilmember Wickstrom stated that she also appreciates wildlife, but trees will be lost from the scratching. One flew in front of her windshield. If something is not done now, the problem will be far worse next year. She agreed a multi-faceted approach is needed to manage them. She urged residents who are feeding wildlife to please stop. It can be a long time before there is this problem again if everyone would stop feeding them.

Councilmember Withhart stated that if the Council is going to take action, he would want to move quickly and not wait until they are breeding. He does not like taking wildlife in this fashion and would like to see staff and the Planning Commission come back with a plan for residents to stop feeding wildlife.

Mayor Martin noted that after staff contacted those feeding them, there are some who refuse to stop. The ordinance needs to be clarified to enforce prohibition.

Councilmember Huffman stated that the permit to move them must come from the DNR. Lacking that, he would support the animal management program.

Councilmember Quigley stated that everybody wants to support wildlife. The way to proceed is for abatement in these difficult areas. He also agreed that continued education and restrictions on feeding them are needed.

MOTION: by Councilmember Wickstrom, seconded by Councilmember Withhart to approve the agreement with the Canada Goose Management, Inc. and authorize the implementation of wildlife management control effort for the removal of wild turkeys in two designated areas, subject to the terms and conditions of a special permit by the Minnesota Department of Natural Resources.

ROLL CALL: Ayes: Withhart, Huffman, Quigley, Wickstrom, Martin
Nays: None

APPOINTMENT TO BIKEWAYS AND TRAILS COMMITTEE AND ENVIRONMENTAL QUALITY COMMITTEE

City Manager Schwerm reported that the Bikeways and Trails Committee received three applications for one opening. The applications were reviewed and it is recommended that Jay Martin be appointed.

The EQC has two vacancies and received two applications. It is recommended that both applicants be appointed.

Mayor Martin asked if applications previously received but not appointed were considered. Mr. Schwerm explained that applications received within the last year would be reconsidered.

MOTION: by Councilmember Huffman, seconded by Councilmember Quigley to appoint Jay Martin to the Bikeways and Trails Committee for a term ending January 31, 2013.

VOTE: Ayes - 5 Nays - 0

MOTION: by Councilmember Wickstrom, seconded by Councilmember Withhart to appoint Mike Prouty and Dan Westerman to the Environmental Quality Committee for terms ending January 31, 2013.

VOTE: Ayes - 5 Nays - 0

ADJOURNMENT

MOTION: by Councilmember Huffman , seconded by Councilmember Quigley to adjourn the meeting at 9:35 p.m. on March 1, 2010.

ROLL CALL: Ayes - 5 Nays - 0

Mayor Martin declared the meeting adjourned.

THESE MINUTES APPROVED BY COUNCIL ON THE 15th DAY OF MARCH 2010.

Terry C. Schwerm
City Manager